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OFFICE OF PETITIONS

In re Application of :
Teblyashkin et al. : DECISION ON PETITION
Application No. 09/963,659 :
Filed: September 27, 2001 :
Atty Docket No. 01.045.01 :
:

This is a decision on the PETITION TO REVIVE PATENT APPLICATION FAILURE TO PAY ISSUE FEE UNINTENTIONAL (37 C.F.R. §§ 1.137(b) AND 1.316) filed May 15, 2007.

The petition is **GRANTED**.

The application became abandoned for failure to timely pay the issue fee and publication fee within the statutory period of three months from the mailing date of the Notice of Allowance mailed May 24, 2006¹. A courtesy Notice of Abandonment was mailed on September 28, 2006.

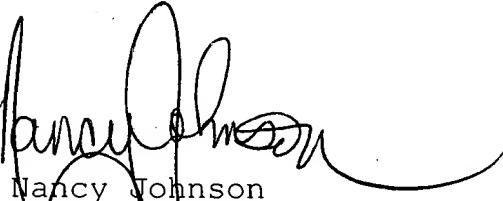
By decision mailed April 16, 2007, a prior petition to withdraw the holding of abandonment filed October 10, 2006 was dismissed.

On instant petition, petitioner has submitted the required reply in the form of payment of the Issue Fee and Publication Fee, paid the petition fee and made the required statement of unintentional delay. No terminal disclaimer is required.

¹ An authorization to charge the \$300 publication fee and \$1400 issue fee to a Deposit Account was received on June 28, 2006. However, when presented on June 28, 2006, the Deposit Account was found insufficient to pay the fees as the balance in Deposit Account No. 50-1351 was only \$747.00. No further reply received and no extension of time obtainable, the application became abandoned effective August 25, 2006.

The Office of Patent Publication has been advised of this decision. The application is thereby forwarded to the Publishing Division for processing into a patent.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3219.



Nancy Johnson
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Office of Petitions